IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 11TH DECEMBER 2007 / 20TH AGRAHAYANA 1929

OP.No. 24286 of 2000(N)

PETITIONER:

C.G.LALITHAMBIKA, PULLARKOTTU HOUSE,
COORKANCHERY VILLAGE, TRISSUR TALUK, TRISSUR.

BY ADV. SRI.P.N.PURUSHOTHAMA KAIMAL

RESPONDENTS:
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1. THE DISTRICT COLLECTOR, TRISSUR.

2. THE TAHSILDAR, TALUK OFFICE, TRISSUR.

3. THE VILLAGE OFFICER, COORKANCHERY,
COORKANCHERY.P.O., TRISSUR.

4. DARNEY P.D., PANAKKAL LODGE,
ERNAKULAM NORTH, ERNAKULAM.

BY SHRI.K.P.PRADEEP, GOVERNMENT PLEADER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 11/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P.NO. 24286/2000

ORDER ON CMP NO.40989/2000 IN O.P.NO. 24286/2000 &
ORDER ON CMP NO.19598/2001 IN O.P.NO. 24286/2000

DISMISSED.

11/12/2007 SD/-(C.N.RAMACHANDRAN NAIR, JUDGE)

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE REVENUE RECOVERY NOTICE ISSUED BY 2ND RESPONDENT DATED 14/08/2000.

// TRUE COPY //

PA TO JUDGE.

jg

C.N.RAMACHANDRAN NAIR, J.

O.P. No. 24286 of 2000

Dated, this the 11th day of December, 2007

J U D G M E N T

Petitioner is challenging recovery proceedings for recovery of arrears of sales tax due from 4th respondent, who is petitioner's son. Since revenue recovery is not initiated against the petitioner, petitioner cannot have any grievance. It is for the petitioner to produce the title deeds before the 2nd respondent and if 2nd respondent finds that the defaulter has no right in the property as claimed by the petitioner, he will exclude such property and proceed against the properties of the defaulter for recovering the arrears, after identifying the same.

This original petition is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg